

From: [Cargas, James P. - LGL](#)
To: [Moore, Gary](#)
Cc: [Salinas, Amy](#); [Goodwin, Phillip - LGL](#); [Kirkland, Steven - LGL](#); [Steven Shurn](#); ["David Askanase"](#); [Ashcroft, Bonnie - PWE](#)
Subject: RE: CES Sewer Service Application
Date: Thursday, October 09, 2014 5:00:46 PM
Attachments: [Askanase Sewer Service Application II.pdf](#)

Gary,

Thank you for the clarification. It was good to find out that we were not all on the same page after all. But, now we are. Since the Trustee is traveling and will be out of town until Monday, I will request that he re-execute the attached letter with the updated estimates. Are you now willing to sign off on the estimates attributable to EPA?
James

James P. Cargas
Senior Assistant City Attorney
Office of the City Attorney
900 Bagby St., 4th Floor, Houston, Texas 77002
Phone: (832) 393-6255
Email: james.cargas@houstontx.gov

-----Original Message-----

From: David Askanase [<mailto:dja@hwallp.com>]
Sent: Wednesday, October 08, 2014 11:47 PM
To: Cargas, James P. - LGL
Cc: Moore, Gary; Salinas, Amy; Goodwin, Phillip - LGL; Kirkland, Steven - LGL; Steven Shurn
Subject: Re: CES Sewer Service Application

Oops! Typo-
Meant \$5:00 per 1000 gallons. Total of \$15,000 still correct.

On Oct 8, 2014, at 8:13 PM, "Cargas, James P. - LGL"
<James.Cargas@houstontx.gov<<mailto:James.Cargas@houstontx.gov>>> wrote:

Gary,

Then the Trustee needs to indicate whether he is okay with your new estimate before we proceed. I am in a mandatory course in the morning. Please email if you need me.
James

On Oct 8, 2014, at 7:04 PM, "Moore, Gary" <Moore.Gary@epa.gov<<mailto:Moore.Gary@epa.gov>>> wrote:

James:

The volume of water needed to be discharged will continue as rainfall occurs on-site. As of today, I estimate that we have approximately 300,000 gallons. It is important to understand that for each 1 inch rainfall another estimated 157,000 gallons of stormwater falls on the site.

Rainfall Amount Volume of Water

1 inch	157,000
2 inch	314,000
3 inch	471,000

Even with the discharge to the sanitary sewer of the current amount additional rainfall will occur. EPA will do its best to address the current on-site spills and any sediment that has deposited below the water surface in order that releases can begin to be discharged normally through the storm sewer. In order to do this, we need to get rid of the current water on the site.

Also, we will need to work with the wastewater treatment plant so that we don't discharge to them during a rain event but only during dry weather so as not to increase the stormwater during these times of high flow through the sanitary sewer.

During the course of the project, I would expect that possibly as high as 2,000,000 to 3,000,000 gallons could be easily be possible if not more.

Thanks

Gary Moore

Federal On-Scene Coordinator

U.S. EPA Region 6

214-789-1627 cell

214-665-6609 office

moore.gary@epa.gov<<mailto:moore.gary@epa.gov>>

From: Cargas, James P. - LGL <James.Cargas@houstontx.gov><mailto:James.Cargas@houstontx.gov>>>

Sent: Wednesday, October 8, 2014 6:10 PM

To: Moore, Gary

Cc: Salinas, Amy; Goodwin, Phillip - LGL; Kirkland, Steven - LGL;

daskanase@hwa.com<<mailto:daskanase@hwa.com>>; 'sshurn@hwa.com'<<mailto:sshurn@hwa.com>>'

Subject: CES Sewer Service Application

Gary,

Steve Shurn, counsel for the CES Trustee, has requested the City clarify the following elements of Mr. Askanase's application for sewer service:

1. Any payment be made subject to bankruptcy court approval
2. The security deposit be waived
3. An estimated cost be provided

I have therefore prepared the attached cover letter agreeing to these qualifications. The last one, however, depends on the estimates you have provided. In the interest of making sure we are all on the same page, and so the Trustee has a ballpark idea of what Administrative Expenses will be involved, can you please countersign the cover letter on page 2?

I am also attaching the 2014 rates. The Commercial sewer service fees are located on the top of page 4.

Thank you,

James

James P. Cargas

Senior Assistant City Attorney

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